



MIRICK O'CONNELL  
ATTORNEYS AT LAW  
MIRICK, O'CONNELL, DEMALLIE & LOUGEE, LLP

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MAR 31 2009  
OFFICE OF PETITIONS

March 20, 2009

Mail Stop: Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Patentee: Mitchell C. Sanders  
Patent No.: 6,861,403  
Issue Date: March 1, 2005  
Serial No.: 09/848,780  
Filing Date: May 3, 2001  
For: METHOD AND DEVICE FOR IMPROVING PROTEIN  
STABILITY AND SOLUBILITY  
Docket No.: 15535-46032

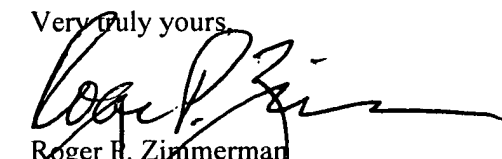
Dear Sir or Madam:

Enclosed is a Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent and a Certificate of First Class Mailing dated March 20, 2009. Patentee is a large entity, as has already been established.

Enclosed is our check in the amount of \$2,260.00 (first maintenance fee of \$980.00 and surcharge for late filing of \$1,640.00). A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to our deposit account no. 50-1582.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Very truly yours,

  
Roger P. Zimmerman  
Registration No. 38,670  
Customer No. 28534

RPZ:sd

Enclosures

MIRICK O'CONNELL

{Practice Areas\CORP\15535\46032\A1379086.DOC}

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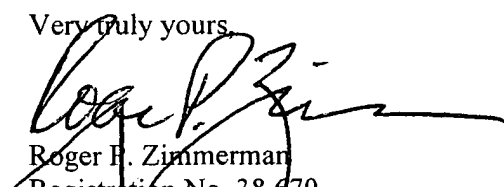
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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

7

Application Number

09/848,780 (Patent No. 6,861,403)

Filing Date

May 3, 2001 (Issue Date March 1, 2005)

First Named Inventor

Mitchell C. Sanders

Art Unit

1653

Examiner Name

Attorney Docket Number

15535-46032

**RECEIVED****MAR 31 2009****OFFICE OF PETITIONS****ENCLOSURES (Check all that apply)**☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/  
Incomplete Application☐Reply to Missing Parts  
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a  
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) \_\_\_\_\_

☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐Appeal Communication to Board  
of Appeals and Interferences☐Appeal Communication to TC  
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify  
below):Petition to Accept Unintentionally Delayed  
Payment of Maintenance Fee in an Expired  
Patent**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

Mirick O'Connell DeMallie &amp; Lougee, LLP

Signature

Printed name

Kathryn V. Chelini, Esq.

Date

May 20, 2009

Reg. No.

52,723

**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Typed or printed name

Kathryn V. Chelini, Esq.

Date

May 20, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

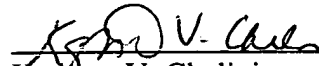
If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that the Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent is being deposited with the United States Postal Service, via First Class Mail, on this 20<sup>th</sup> day of March, 2009, in an envelope addressed to Mail Stop: Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

  
\_\_\_\_\_  
Kathryn V. Chelini